

**RECEIVED**  
**CENTRAL FAX CENTER**  
**OCT 23 2008**

# FAX TRANSMISSION

**DATE:** October 23, 2008

**PTO IDENTIFIER:** Application Number 10/594,744-Conf. #3799  
Patent Number

**Inventor:** Akira Amano et al.

**MESSAGE TO:** US Patent and Trademark Office

**FAX NUMBER:** (571) 273-8300

**FROM:** EDWARDS ANGELL PALMER & DODGE LLP  
Christine C. O'Day

**PHONE:** (617) 517-5558

**Attorney Dkt. #:** 66057(71526)

**PAGES (Including Cover Sheet):** 4

**CONTENTS:** Certificate of Transmission (1 page)  
Response to Restriction Requirement (with Traverse) (2 pages)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (617) 517-5558 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

**EDWARDS ANGELL PALMER & DODGE LLP**  
P.O. Box 55874, Boston, Massachusetts 02205  
**Telephone:** (617) 239-0100 **Facsimile:** (617) 227-4420

OCT 23 2008

PTO/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/594,744

Attorney Docket No.: 66057(71526)

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on October 23, 2008  
Date

  
\_\_\_\_\_  
Signature

Lynn Marcus  
\_\_\_\_\_  
Typed or printed name of person signing Certificate

\_\_\_\_\_  
Registration Number, if applicable

(617) 239-0100  
\_\_\_\_\_  
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Response to Restriction Requirement (with Traverse) (2 pages)

**RECEIVED  
CENTRAL FAX CENTER**

**OCT 23 2008**

Docket No.: 66057(71526)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Akira Amano et al.

Application No.: 10/594,744

Confirmation No.: 3799

Filed: September 29, 2006

Art Unit: 1626

For: OPTICALLY ACTIVE TRANSITION METAL-  
DIAMINE COMPLEX AND PROCESS FOR  
PRODUCING OPTICALLY ACTIVE  
ALCOHOL WITH THE SAME

Examiner: J. R. Kosack

**RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed October 2, 2008, Applicant hereby elects for continued examination, the subject matter of **Group I**, directed to **Claims 1-7, and 16**, drawn to compounds of Formula 1 as well as the species of **Example 2**.

The afore-mentioned election is being made solely to comply with, and be fully responsive to, the restriction requirement set forth in the Office Action. The right to file one or more divisional applications on non-elected subject matter is reserved.

Early and favorable examination is requested.

BOS2 700838.1

**RECEIVED**  
**CENTRAL FAX CENTER** 004/004  
OCT 23 2008

Application No.: 10/594,744

2

Docket No.: 66057(71526)

**FEE AUTHORIZATION**

No fees are believed to be due. However, should any fee be due, the Commissioner is authorized to charge such fee to our Deposit Account, No. 04-1105, Reference 66057(71526). Any overpayment should be credited to said Deposit Account.

Dated: October 23, 2008

Respectfully submitted,

By Christine C. O'Day  
Christine C. O'Day  
Registration No.: 38,256  
EDWARDS ANGELL PALMER & DODGE  
LLP  
P.O. Box 55874  
Boston, Massachusetts 02205  
(617) 517-5558  
Attorneys/Agents For Applicant

BOS2 700838.1